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9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12

13 UNITED STATES OF AMERICA,) NO. CR 13-0208 WHA
14 Plaintiff,)
15 v.) STIPULATION AND [PROPOSED] ORDER
16 DANIEL GARCIA MARTINEZ,) EXCLUDING TIME FROM MAY 7, 2013 TO MAY
17 Defendant.) 21, 2013
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On May 7, 2013, the parties in this case appeared before the Court. At that time, the Court set the matter to May 21, 2013. For the reasons stated during the hearing, the parties have agreed to exclude the period of time between May 7, 2013 and May 21, 2013 for any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the exclusion of time would allow the reasonable time necessary for effective preparation of counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). At the hearing, the Court made findings consistent with this agreement.

1 SO STIPULATED:

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3 MELINDA HAAG
4 United States Attorney

5 DATED: May 8, 2013

6 _____/s/
7 LAURA VARTAIN HORN
8 Assistant United States Attorney

9
10 DATED: May 8, 20123

11 _____/s/
12 BRANDON LEBLANC
13 Assistant Federal Public Defender
14 Attorney for Daniel Garcia Martinez

1 **[PROPOSED] ORDER**

2 For the reasons stated above and at the May 7, 2013, hearing, the Court finds that failing to
3 exclude the time between May 7, 2013 and May 21, 2013 would deny counsel the reasonable time
4 necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §
5 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time between
6 May 7, 2013 and May 21, 2013, from computation under the Speedy Trial Act outweigh the best
7 interests of the public and the defendant in a speedy trial. Therefore, IT IS HEREBY ORDERED that
8 the time between May 7, 2013 and May 21, 2013, shall be excluded from computation under the Speedy
9 Trial Act. 18 U.S.C. § 3161(h)(7)(B)(iv).

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11 DATED: May 9, 2013.

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13 THE HONORABLE WILLIAM H. ALSUP
14 UNITED STATES DISTRICT JUDGE